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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO.1799 OF 2004

Kirit Ambelal Desai)..Plaintiff

Versus

Hetali Estates & Properties Pvt. Ltd)
and others)..Defendants

Mr.B.H. Vyas for the Plaintiff.

None present for the Defendants.

CORAM : SMT. NISHITA MHATRE, J.

DATED : 24TH APRIL 2006

P.C.:

. The Summary Suit was heard on 21st November 2005 when this Court had decreed the Suit. By a clarificatory order dated 7th April 2006, this Court (Vajifdar, J.) has clarified that the Suit was decreed on 21st November 2005 only against Defendant Nos.1, 2, 3 and 4. The Suit, therefore, survived against the remaining Defendants.

2. The Suit was filed to recover the amount payable on account of cheques dishonoured by the Defendants. Defendant Nos.5, 6 and 7 are the Guarantors.

3. Nobody appears for Defendant Nos.5, 6 and 7. No Written Statement has been filed. Hence, Suit is decreed against Defendant Nos.5, 6 and 7.